



PATENT APPLICATION
Attorney Docket No. 21402-221 (Cura 521)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Shimkets *et al.*
SERIAL NUMBER: 10/023,634 EXAMINER: Not Yet Assigned
FILING DATE: December 17, 2001 ART UNIT: 1645
FOR: PROTEINS, POLYNUCLEOTIDES ENCODING THEM AND METHODS
OF USING THE SAME

Assistant Commissioner for Patents
Washington, D.C. 20231

PETITION TO CHANGE FILING DATE

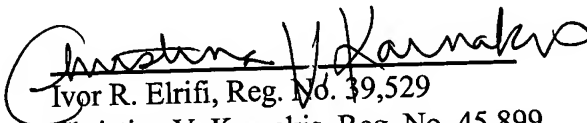
1. Applicants request that the filing date set forth on the Filing Receipt, mailed by the U.S. Patent and Trademark Office on January 31, 2002, be corrected to December 17, 2001. Applicants mailed the NonProvisional Application bearing attorney docket number 21402-221 (Cura 521) on December 17, 2001 in accordance with 37 C.F.R. § 1.53(b).
2. Applicants submit that the Filing Receipt indicating a filing date of December 14, 2001, is in error.
3. Submitted herewith is:
 - 3.1 a copy of the Transmittal filed with the NonProvisional Application bearing attorney docket number 21402-221 (Cura 521) and certifying a date of mailing of December 17, 2001 under Express Mail Label: ET318103882US (Exhibit A);
 - 3.2 a copy of the Return Postcard mailed with Applicants NonProvisional Application, bearing attorney docket number 21402-221 (Cura 521) and indicating a date of mailing of December 17, 2001 under Express Mail Label ET318103882US (Exhibit B) but a date stamp of December 14, 2001 by the U.S. Patent and Trademark Office;
 - 3.3 a copy of the Express Mail Label ET318103882US date stamped December 17, 2001 by the U.S. Post Office (Exhibit C);

RECEIVED
AUG 16 2002
OFFICE OF PETITIONS

Applicants:

- 3.4 a copy of the January 31, 2002, 2002 Filing Receipt indicating a filing date of December 14, 2001 (Exhibit D);
4. Accordingly, Applicants respectfully submit that the January 21, 2002 Filing Receipt indicating a December 14, 2001 filing date is in error, and request that the filing date be corrected to December 17, 2001;
5. Return Postcard;
6. No fee for this request is believed to be due. Should any additional fee be due, the Commissioner is hereby authorized to charge same, or credit any overpayment, to Deposit Account No. 50-0311 (Reference 21402-221 (Cura 521). A duplicate copy of this petition is enclosed; and,
7. The Examiner is invited to contact the undersigned with any questions at the telephone number listed below.

Respectfully submitted,


Ivor R. Elrifi, Reg. No. 39,529

Christina V. Karnakis, Reg. No. 45,899
Attorney for Applicants
c/o MINTZ, LEVIN
One Financial Center
Boston, Massachusetts 02111
Tel: (617) 542-6000
Fax: (617) 542-2241

Dated: August 13, 2002

TRA 1700548v1